

Assembly

Record of Committee Proceedings

Committee on Public Health

Assembly Bill 834

Relating to: prohibiting smoking in places of employment, restaurants, taverns, and other indoor areas and providing a penalty.

By Representatives Wieckert, Richards, Seidel, Black, Boyle, Moulton, A. Ott, Parisi, Gottlieb, Soletski, Hilgenberg, Berceau, Wasserman, Steinbrink, Pope-Roberts and Benedict; cosponsored by Senators Risser, Roessler, Ellis, Robson, Darling and Coggs.

February 21, 2008 Referred to Committee on Public Health.

February 27, 2008 **PUBLIC HEARING HELD**

Present: (9) Representatives Hines, Vukmir, Ballweg,
Moulton, Nerison, Benedict, Wasserman,
Schneider and Black.

Absent: (0) None.

Appearances For

- Steve Wieckert — Rep., 57th Assembly District
- Fred Risser — Senator, State Senate
- Jon Richards — Rep., 19th Assembly District
- Kevin Hayden — Secretary, DHFS
- Michael Fiore — Dr., UW-CTRI
- Frank Byrne, Madison — Dr., St. Mary's Hospital/SSM Healthcare
- Chaz Bartucz, Kenosha
- Patrick Remington — Dr., Wisc. Medical Society/American Cancer Society
- Paul Decker, Hartland — American Cancer Society
- Mario Mendoza — City of Madison
- Elize Greene, Fox Point — American Heart Association
- Ed Lump — Wisc. Restaurant Assoc.
- Kristen Grimes — Children's Health Alliance of WI/WI Asthma Coalition
- Thomas Saxe, East Troy
- Trisha Pugal — WI Innkeepers Assoc.
- Lee Breeze, Nekoosa
- Todd Mahr, Onalaska — Dr., American Lung Assoc./WI Asthma Coalition

- David Ahrens — UW Cancer Center
- Aaron Doeppers — Campaign for Tobacco Free Kids
- Anthony Tarantino, Milwaukee
- Robert Phillips — Marshfield Clinic
- Barbara de Nekker, Waukegan — Lake County Health Department (State of Illinois)
- Connie Olson, Appleton
- Larry Motzer, Eau Claire
- Steve Anderson, Eau Claire
- Bruce Speight — WISPIRG
- Edward Monroe — Mayor, City of Ashland
- Maureen Busalacchi — Smoke Free WI
- Randall Radtke — American Lung Association of WI
- Debbie Fischer, Beloit — Youth to Youth
- Taku Rensman, Green Bay
- Dona Wininsky — American Lung Assoc.
- Dave Willie — Breathe Free-Marshfield
- Steve Holtzman, Madison
- John Stevenson, Sturgeon Bay — Dr., American Lung Assoc.
- Pamela Wilson, Madison — Dr.
- Scott Davis, Shawano
- Sandra Bernie — American Cancer Society
- Diane Reis, Madison
- Mary Hilliler, Wausau

Appearances Against

- Roger Westmont, Madison — Modern Specialty Co.
- Ralph Fleege, Milwaukee — Mitchell Novelty Co.
- Robin Goldberg, Monona
- Carol Thompson, Madison
- Dan Corbin, Superior — Tavern League of WI

Appearances for Information Only

- Simon McNabb, Riverdale — CDC-Office of Smoking and Health

Registrations For

- Mark Gottlieb — Rep., 60th Assembly District
- Carol Roessler — Senator, 18th Senate District
- Alison Prange — American Cancer Society
- Chet Gerlach — WI Tourism Federation
- Chet Gerlach — Assoc. of WI Tourism Attractions
- Kathy Kuhn — Medical College of WI
- Michael Welsh — WI Academy of Family Physicians

- Michael Welsh — WI Association of Local Health Departments and Boards
- Michael Welsh — WI Public Health Assoc.
- Pamela Bennin, Sheboygan Falls
- Cathy Peters, Hartford
- Terri Maiola, Madison
- Barb Moser, Whitefish Bay
- Dominic Frost
- Jeremy Levin, Madison — Wisconsin Medical Society
- Michelle Mettner, Wauwatosa — Children's Hospital and Health System
- Mara Brooks — WI Dental Assoc.
- Nancy Wenzel — WI Assoc. of Health Plans
- Lisa Maroney, Madison — UW Health
- Andy Franken — WI Assoc. of Convention and Visitors Bureaus
- Luke Rollins — American Heart Assoc.
- Colton Eddy, Edgerton — Youth to Youth
- Luz Renteria, Beloit — Rock County Youth to Youth
- Dee Dee Williams, Beloit — Youth to Youth
- Angelica Schwartz, Beloit — Rock County Youth to Youth
- Chelsea Kienitz, Edgerton — Youth to Youth
- Elizabeth Sanger, Madison
- Darrie Galewithc, Madison
- Jean MacCubbin, Madison — Tobacco Free Dane Co.
- Carolyn May — American Cancer Society
- Samantha Peternell — American Cancer Society
- Greta Johnson — American Cancer Society
- Jennifer Stangl, DeForest — American Cancer Society
- Stacy Brager, Sauk City — American Cancer Society
- Dawn Johnson, Madison — American Cancer Society
- Allison Miller, Baldwin — American Cancer Society
- Alice O'Connor — WI Psychiatric Assoc.
- William Marten, Cedarburg
- Sue Marten, Cedarbrug
- John Forrester, West Bend
- Cindy Musical, West Allis
- Cindy Musial, West Allis
- Dianna Forrester, West Bend
- Daniel Hayes, Madison
- Laurie Pagel, Hortonville
- Marty Adams, Greenleaf
- Heather Betsinger, Onalaska
- Kate Boyle, Superior — Citizens for Clean Air

- Gerald Osborne, Mequon
- Kathleen Christian, Milwaukee — American Lung Assoc.
- Jamie Heberer, Lisbon — American Lung Assoc.
- Jill Ness, Madison
- Deb Bruning, Mondovi
- Bill Sahli, Madison
- Sara Sahli, Madison
- Thomas Thoresen, Fitchburg
- Kathi Kilgore — WI Innkeepers Assoc.
- James Allen, Madison — Dr.
- Amy Kettener, Stoughton
- Sabrina Gentile — WI Council on Children and Families
- Ryan Sheahan, Madison
- Kathy Cahill, Dodgeville
- Mickey Beil, Madison — Dane County
- Dawn Berney, Madison
- Gloria Meyer, Madison
- Anne Boyle, Stoughton
- Nick Milroy, Superior
- Larry Luoetare, Maple
- Frank Boyle — Rep., 73rd Assembly District
- Louis Laberee — Cable
- Mike Hottman, Deerfield — Owner, The Pickle Tree
- Tara Vasby, Deerfield — Owner, The Pickle Tree
- Rebecca Mathias, Montreal
- Angela Brannigan, Montreal
- Sandra Osborn, Verona
- Gerry Traczipk, Hurley
- Joseph Hansen, Eau Claire
- Ryan Baxter — UW Medical School
- Kimberly Treml, Luxemburg
- Sue Lynch, West Salem
- Jane Rains, Madison
- Neal Jain, Madison — Dr., WI Asthma Coalition
- Shawn Smith, Franklin — WCJ, MCTC
- Gary Paulson — Tobacco Free Dane County
- Julie Swanson, Madison
- Tonette Walker, Wauwatosa
- Kimberly Stanwyck, Wauwatosa — American Cancer Society
- Lynn McDonough, Eau Claire
- Dale Leffel, Marshfield

Registrations Against

- Holly Esser, Spooner

- Leah Vukmir — Rep. , 14th Assembly District
- Roger Breske — Senator
- Mindy Walker — Tavern League of WI
- Tony Driessen — Bowling Centers of WI
- Tony Driessen — WI Amusement and Music Operators
- Gary Hartel — Bowling Center Assoc. of WI
- Jacque Strahl, Madison
- Nancy Downey, Waukesha
- Greg Kazmierski, Waukesha

Registrations for Information Only

- Lucas Geissler, South Range

March 4, 2008

EXECUTIVE SESSION HELD

Present: (9) Representatives Hines, Vukmir, Ballweg, Moulton, Nerison, Benedict, Wasserman, Schneider and Black.

Absent: (0) None.

Moved by Representative Nerison, seconded by Representative Vukmir that **Assembly Amendment 1** be recommended for adoption.

Ayes: (2) Representatives Vukmir and Nerison.
 Noes: (7) Representatives Hines, Ballweg, Moulton, Benedict, Wasserman, Schneider and Black.

ASSEMBLY AMENDMENT 1 ADOPTION NOT RECOMMENDED, Ayes 2, Noes 7

Moved by Representative Schneider, seconded by Representative Black that **Assembly Amendment 2** be recommended for adoption.

Ayes: (9) Representatives Hines, Vukmir, Ballweg, Moulton, Nerison, Benedict, Wasserman, Schneider and Black.
 Noes: (0) None.

ASSEMBLY AMENDMENT 2 ADOPTION RECOMMENDED, Ayes 9, Noes 0

Moved by Representative Black, seconded by Representative Benedict that **Assembly Bill 834** be recommended for passage as amended.

Ayes: (6) Representatives Hines, Moulton, Benedict,
Wasserman, Schneider and Black.
Noes: (3) Representatives Vukmir, Ballweg and
Nerison.

PASSAGE AS AMENDED RECOMMENDED, Ayes 6, Noes 3

Douglas Parrott
Committee Clerk